



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: STEIN ET AL. Examiner: UNKNOWN
Serial No.: 10/749,093 Group Art Unit: 3762
Filed: DECEMBER 17, 2003 Docket: 13569.82US11
Confirmation No.: 3171
Title: PATIENT CONTROLLED THERAPY MANAGEMENT AND DIAGNOSTIC DEVICE WITH HUMAN FACTORS INTERFACE

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 22, 2004.

By: 
Name: Mary G. Vickman

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

23552

PATENT TRADEMARK OFFICE

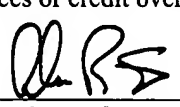
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Information Disclosure Statement, Form 1449
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By: 
Name: Alan R. Stewart
Reg. No.: 47,974
AStewart:PLStov



10/749,093

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	STEIN ET AL.	Examiner:	UNKNOWN
Serial No.:	10/749,093	Group Art Unit:	3762
Filed:	DECEMBER 17, 2003	Docket No.:	13569.82USII
Title:	PATIENT CONTROLLED THERAPY MANAGEMENT AND DIAGNOSTIC DEVICE WITH HUMAN FACTORS INTERFACE		

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By: _____
Name: _____

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. § 1.98(a)(2) and § 1.98(d), copies have been provided only for those items listed on the enclosed Form 1449 that have not previously been cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 10/438,734 filed on May 15, 2003.

In accordance with 37 C.F.R. § 1.98(a)(2)(i), a copy of the U.S. patents listed on the enclosed Form 1449 are not provided, as this application was filed after June 30, 2003.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a

reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

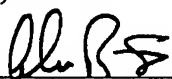
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, Minnesota 55402-0903
(612) 332-5300

Date: 4/22/04



Alan R. Stewart
Reg. No. 47,974
ARS:PLStov



FORM 1449 INFORMATION DISCLOSURE STATEMENT IN AN APPLICATION (Use several sheets if necessary)	Docket Number: 13569.82US11	Application Number: 10/749,093
	Applicant: STEIN ET AL.	
	Filing Date: 12/17/2003	Group Art Unit: 3762

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	3,952,750	04/27/1976	Mirowski, et al.			
	4,210,149	07/01/1980	Heilman, et al.			
	4,384,585	05/24/1983	Zipes			
	4,572,191	02/25/1986	Mirowski, et al.			
	5,207,219	05/04/1993	Adams, et al.			
	5,282,837	02/01/1994	Adams, et al.			
	5,342,408	08/30/1994	deCoriolis et al.			
	5,350,404	09/27/1994	Adams, et al.			
	5,464,432	11/07/1995	Infinger et al.			
	5,490,862	02/13/1996	Adams, et al.			
	5,578,063	11/26/1996	Bocek et al.			
	5,674,249	10/07/1997	de Coriolis, et al.			
	5,755,737	05/26/1998	Prieve, et al.			
	5,766,224	06/16/1998	Alferness et al.			
	5,931,857	08/03/1999	Prieve, et al.			
	5,999,851	12/07/1999	White			
	6,006,132	12/21/1999	Tacker, Jr., et al.			
	6,091,988	07/18/2000	Warman, et al.			

FOREIGN PATENT DOCUMENTS							
				CLASS	SUBCLASS	TRANSLATION	
						YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)		

23552 PATENT TRADEMARK OFFICE	DATE CONSIDERED
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.